IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION 1:07ev302

JAMES R. ARNDT; and LINDA)	
ARNDT,)	
)	
Plaintiffs,)	
)	
Vs.)	ORDER
)	
EXTREME MOTORCYCLES; and)	
AMERICAN IRONHORSE)	
MOTORCYCLE COMPANY,)	
)	
Defendants.)	
)	

THIS MATTER is before the court on the Certification and Report of Initial Attorney's Conference. Review of the pleadings reveals that a motion under Rule 12, Federal Rules of Civil Procedure, which both stays joinder of issues and the requirement of filing the CIAC. The court will not, therefore, enter a Pretrial Order of require discovery in this matter until such time as the Rule 12 motion (and, perhaps, the motion to remand) is resolved.

ORDER

IT IS, THEREFORE, ORDERED that entry of a Pretrial Order is STAYED pending resolution of the Motion to Dismiss.

Signed: December 10, 2007

Dennis L. Howell United States Magistrate Judge